IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Zubok et al.

Application Serial No. : Not Yet Assigned

Application Filing Date : Herewith

Title of Invention : CERVICAL DISC

REPLACEMENT METHOD

Examiner : Not Yet Assigned

Art Unit No. : Not Yet Assigned

Attorney Docket No. : 532/2x2 (F-280 Cont I)

INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant respectfully submits this Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98 in order to comply with the duty of disclosure. The enclosed Form PTO-1449 identifies the references of which Applicant is aware.

As this present application is a continuation application under 35 U.S.C. §120, no copies of the information are included herein.

The Examiner is respectfully requested to consider the references herein and make them of record in the subject application. It is Applicant's position that the references cited pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98 are clearly not a bar to allowance of the claims in this application.

Respectfully submitted,

KAPLAN & GILMAN, L.L.P. Attorneys for Applicants 900 Route 9 North Woodbridge, New Jersey 07095 Telephone: (732) 634-7634

Dated: 2/11/04

By: Matthew B. Dernier

Reg. No. 40,989

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Rev. 2-32) PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE

ATTORNEY DOCKET NO .: 532/2x2 (F-280)

SERIAL NO.: Not Yet Assigned

STATEMENT BY APPLICANT

APPLICANT: Zubok et al FILING DATE: Herewith

GROUP: Not Yet Assigned

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

| EXAMINER. INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE |
|----------------------|----------|-----------------|----------|-----------------|-------|----------|-------------|
| | AA | 5,405,400 | 4/11/95 | Linscheid et al | 623 | 21 | |
| | AB | 5,645,605 | 7/8/97 | Klawitter | 623 | 21 | |
| | AC | 6,001,130 | 12/14/99 | Bryan et al. | 623 | 17 | |
| | AD | 6,113,637 | 9/5/00 | Gill et al. | 623 | 17 | - |
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FOREIGN PATENT DOCUMENTS

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| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | YES | NO |
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OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.